

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: B. LANDA, et al.

Serial Number: 09/322,174

Filed: May 28, 1999

For: **TONER MATERIAL AND METHOD UTILIZING SAME (amended)**

Art Unit: 2825

Examiner: GOODROW

Honorable Commissioner of Patents and Trademarks
Washington DC 20231

AMENDMENT

Sir:

Further to an office action dated May 24, 2000, kindly amend the application as follows:

IN THE TITLE

Kindly amend the title to read:

--TONER MATERIAL AND METHOD UTILIZING SAME--

IN THE ABSTRACT

Kindly replace the present abstract with the abstract attached hereto, on a separate page.

REMARKS

The application contains claims 54-76. A new title, more descriptive of the invention claimed in the present application, has been substituted for the previous title. Similarly, a new abstract is enclosed herewith to replace the abstract originally filed.

Applicants note that the Examiner has not responded to applicants' traverse of the restriction requirement. Nor has the Examiner indicated that the second group of claims is withdrawn from consideration, either in the body of the office action or in the summary. As a practical matter, applicants are responding to the rejection of the claims as received from the Examiner. However, the other claims appear to be formally active.

Claims 54-58, 61-63, 65, 66, 69-71 and 73-76 stand rejected under 35 U.S.C. §103(a) as being unpatentable over Chou et al. ('751) in view of Chou et al. ('362) and Fitzgerald. Applicants respectfully traverse the rejection.

As a preliminary matter, applicants do not understand why the Examiner has cited both Chou patents, since one is a divisional of the other and they thus have identical disclosures. For simplicity, only the Chou ('751) reference is referred to hereinafter, simply as Chou.

10/C
w.m.
9/7/00RECEIVED
SEP - 5 2000
TC 1100 MAIL RMsee insert C1
attached